

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ROME DIVISION

APPLIED THERMOPLASTIC )  
RESOURCES LLC, )  
                        )  
Plaintiff,              ) CIVIL ACTION FILE NO.  
v.                        ) 4:13-cv-00161-HLM  
                        )  
PENN MILLERS INSURANCE )  
COMPANY,                )  
                        )  
Defendant.             )

**STIPULATION OF DISMISSAL WITH PREJUDICE**

Applied Thermoplastic Resources LLC (“ATR”), with the consent of Defendant Penn Millers Insurance Company (“Penn Millers), and pursuant to the Settlement Agreement and Mutual Release reached by the parties, hereby files this Stipulation of Dismissal With Prejudice of ATR’ claims in the above-styled action.

This Stipulation of Dismissal with Prejudice is signed by all parties in accordance with Federal Rule of Civil Procedure Rule 41(a)(1)(A)(ii). Each party shall bear its own costs and attorney fees. The clerk is authorized to mark this action “Dismissed With Prejudice” as to the claims of ATR.

Respectfully submitted this 7th day of April, 2014.

/s/Kenan G. Loomis

Kenan G. Loomis  
Georgia Bar No. 457865  
V. Morgan Carroll  
Georgia Bar No. 157092  
Cozen O' Connor  
Suite 2200, SunTrust Plaza  
303 Peachtree Street, NE  
Atlanta, GA 30308  
[kloomis@cozen.com](mailto:kloomis@cozen.com)  
[vcarroll@cozen.com](mailto:vcarroll@cozen.com)

Attorneys for Defendant

/s/ James J. Leonard

James J. Leonard  
Georgia Bar No. 446655  
Kara Cleary  
Georgia Bar No. 100058  
Jeffrey C. Morgan  
Georgia Bar No. 522667  
BARNES & THORNBURG LLP  
Prominence in Buckhead  
3475 Piedmont Road, N.E., Suite  
1700  
Atlanta, Georgia 30305-2954  
(404) 846-1693 Telephone  
(404) 264-4033 Facsimile  
[jim.leonard@btlaw.com](mailto:jim.leonard@btlaw.com)  
[kcleary@btlaw.com](mailto:kcleary@btlaw.com)  
[jeff.morgan@btlaw.com](mailto:jeff.morgan@btlaw.com)

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of April, 2014, a copy of the foregoing Stipulation of Dismissal with Prejudice was filed electronically and will be served by electronic notice via the Court's CM/ECF system to the following counsel of record:

Kenan G. Loomis  
V. Morgan Carroll  
COZEN O'CONNOR  
SunTrust Plaza, Suite 2200  
303 Peachtree Street, N.E.  
Atlanta, Georgia 30308

/s/ James J. Leonard  
James J. Leonard  
Georgia Bar No. 446655